



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to: RCE  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

|                        |                 |
|------------------------|-----------------|
| Application Number     | 09/814,357      |
| Filing Date            | March 21, 2001  |
| First Named Inventor   | YU, DE-CHAO     |
| Art Unit               | 1635            |
| Examiner Name          | WHITEMAN, BRIAN |
| Attorney Docket Number | CELL-017        |

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission** required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_
- iii. ☐ Other \_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other **Postcard**

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. § 1.17 (e) is required by 37 C.F.R. § 1.114 when RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. **50-0815**
- i. ☒ RCE fee required under 37 C.F.R. § 1.17 (e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☒ Other **Fee Transmittal in duplicate**
- b. ☐ Check in the amount of \$ \_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                   |                           |                                   |                   |
|-------------------|---------------------------|-----------------------------------|-------------------|
| Name (Print/Type) | Pamela J. Sherwood        | Registration No. (Attorney/Agent) | 36,677            |
| Signature         | <i>Pamela J. Sherwood</i> | Date                              | September 2, 2003 |

**EXPRESS MAIL LABEL NO. EV333999013US**

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

09/08/2003 MAHMED1 00000002 500815 09814357

01 FC:2801 375.00 DA



|   |                      |                 |
|---|----------------------|-----------------|
| EXPRESS MAIL : EV333999013 US   |                      | 09-02-2003      |
| <b>SUPPLEMENTAL RESPONSE</b><br><br>Address to:<br>Assistant Commissioner for Patents<br>Washington, D.C. 20231         | Attorney Docket No.  | CELL-017        |
|   | Confirmation No.     | 3927            |
|   | First Named Inventor | YU, DE-CHAO     |
|   | Application Number   | 09/814,357      |
|   | Filing Date          | March 21, 2001  |
|   | Group Art Unit       | 1635            |
|   | Examiner Name        | WHITEMAN, BRIAN |
| Title: "Methods of Treating Neoplasia with Combinations of Target Cell-Specific Adenovirus, Chemotherapy and Radiation" |                      |                 |

Sir:

This amendment is Supplemental to Applicants response of July 2, 2003. Entry of the previously proposed amendments is respectfully requested. Further amendments are set forth herein. In view of the amendments to the claims and the remarks put forth below, reconsideration and allowance are respectfully requested.